IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR

**O R D E R**

S.B. CIVIL CONTEMPT PETITION NO. 198/2001
IN
S.B. CIVIL WRIT PETITION NO. 4728/98

VIKRANT SHARMA Vs. SHRI S.N. THANVI & ORS.

DATE: 09.07.2007.

**HON'BLE MR. K.S. RATHORE, J.**

Mr. Dharamveer Tholia for the petitioner.
Mr. G.S. Gill, AAG for the respondents.

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This Court vide order dated 06.02.2002 issued directions to the respondents to consider the cases of all the petitioners who hold degree in Physical Education from respective Universities and consider their applications for giving them appointment on the post if they stand in the merit list and have satisfied other qualifications prescribed for giving appointment.

In response to the notice issued by this Court on contempt petition, the respondents-contemners in their reply have submitted that they have fully complied with the directions issued by this Court and further submit that the candidature of the petitioner was also considered and his name finds place at S.No. 74 in the General category while against the vacancies

of the year 1998-99 for the post of PET Grade-II, the appointment was given upto S.No. 57 having percentage of 96.52, whereas the petitioner was having percentage of 94.56. It is also categorically stated that no person having lesser merit than the petitioner has been given appointment.

In view of the reply submitted by the respondents, the order dated 06.02.2001 passed by this Court has been fully complied with.

Learned counsel appearing for the petitioner submits that the averments made in the reply are not correct as the petitioner is entitled for 15 marks as being a National Level Player. Earlier it was added but later on it was not added and if 15 marks are added, then the petitioner would come in the merit list.

So far as deletion of 15 marks, it is stated by Mr. Gill, learned AAG appearing for the respondents that on the basis of the certificate 15 marks have been added and so far as petitioner is concerned, after verification it was found that he is not entitled to get 15 marks, therefore after reassessing the merit the petitioner was placed at S.No. 74 in the General category and to this effect order dated 30.01.2004 has already been passed.

Having considered the contentions raised in the reply, the respondents have fully complied with the directions issued by this Court vide order dated 06.02.2001 and no deliberate disobedience or contempt is made out against the respondents.

Consequently, the contempt petition fails and the same is hereby dismissed. Notices issued stand discharged.

However, the petitioner is given liberty to redress his grievance.

**(K.S. RATHORE),J.**

/KKC/